

**MINUTES OF THE  
ADMINISTRATIVE RULES REVIEW COMMITTEE**  
Friday, June 9, 2006 – 9:00 a.m. – Room W135 House Building

**Members Present:**

Sen. Howard A. Stephenson, Senate Chair  
Rep. David Ure, House Chair  
Sen. Mark B. Madsen  
Sen. Ed Mayne  
Sen. Michael G. Waddoups  
Rep. James R. Gowans  
Rep. Kory M. Holdaway  
Rep. Carol Spackman Moss

**Members Excused:**

Sen. Mike Dmitrich  
Rep. Merlynn T. Newbold

**Staff Present:**

Mr. Arthur L. Hunsaker, Policy Analyst  
Ms. Susan Creager Allred, Associate General Counsel  
Ms. Tracey Fredman, Legislative Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1. Committee Business**

Chair Stephenson called the meeting to order at 9:18 a.m.

**MOTION:** Rep. Holdaway moved to approve the minutes of the May 9, 2006 meeting. The motion passed unanimously. Sen. Madsen was absent for the vote.

**2. R25-5 Payment of Per Diem to Board**

Mr. Hunsaker introduced the issue.

Mr. Lane Summerhays, Director, Workers' Compensation Fund, said that the rates for per diems have been filed with the Department of Finance for approval, and those rates will generate approximately the same amount of compensation as board members have received in the past.

Mr. Dennis Lloyd, Attorney, Workers' Compensation, distributed and reviewed proposed changes to Section 31A-33-106, "Board of directors - Status of the fund in relationship to the state."

**MOTION:** Sen. Mayne moved that the Administrative Rules Review Committee recommend that this issue be referred to the Business and Labor Interim Committee. The motion passed unanimously.

Ms. D'Arcy Dixon Pignanelli, Director, Division of Administrative Services, commented in favor of the proposed changes to Section 31A-33-106. Ms. Pignanelli said that the department would like the current rule to stand until the proposed changes are made.

Mr. John Reidhead, Director, Division of Finance, commented in favor of the proposed changes as discussed.

**3. Access to Health Care Providers - Need for Insurance Rule**

Mr. Hunsaker introduced the issue.

Mr. John Braun, Assistant Commissioner, Utah Insurance Department, said that a proposed rule has been drafted, and will be submitted to the Division of Administrative Rules on June 15, 2006. Mr. Braun said the rule is expected to go into effect in September 2006.

Mr. David Gessell, Vice President, Utah Hospitals and Health Systems Association, said several hospitals should be added to the draft rule. Mr. Gessell also responded to questions from the Committee.

**MOTION:** Sen. Waddoups moved that the Committee chairs send a letter to the Privately Owned Health Care Organization Task Force saying that the Administrative Rules Review Committee has reviewed the issue and received a report that an administrative rule has been drafted and will be available in July 2006 for public review. The motion passed unanimously.

#### **4. Committee Business**

The next meeting will be held on Monday, June 19, 2006 at 9:00 a.m.

#### **5. Adjourn**

**MOTION:** Rep. Ure moved to adjourn the meeting. The motion passed unanimously.

Chair Stephenson adjourned the meeting at 9:53 a.m.